

Fitzgerald, George Allen, Don Nickles, John Ensign, James Inhofe.

The PRESIDING OFFICER. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on Executive Calendar No. 238, the nomination of Thomas C. Dorr, of Iowa, to be a member of the Board of Directors of the Commodity Credit Corporation, shall be brought a close?

The yeas and nays are required under the rule.

The clerk will call the roll.

The legislative clerk called the roll.

Mr. REID. I announce that the Senator from North Carolina (Mr. EDWARDS), the Senator from Florida (Mr. GRAHAM), the Senator from Massachusetts (Mr. KERRY), and the Senator from Connecticut (Mr. LIEBERMAN) are necessarily absent.

I further announce that, if present and voting, the Senator from Massachusetts (Mr. KERRY) would vote "nay."

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The yeas and nays resulted—yeas 57, nays 39, as follows:

The result was announced—yeas 57, nays 39, as follows:

[Rollcall Vote No. 455 Ex.]

#### YEAS—57

Akaka	Dole	McConnell
Alexander	Domenici	Miller
Allard	Ensign	Murkowski
Allen	Enzi	Nelson (NE)
Bennett	Fitzgerald	Nickles
Bond	Frist	Pryor
Brownback	Graham (SC)	Roberts
Bunning	Grassley	Santorum
Burns	Gregg	Sessions
Campbell	Hagel	Shelby
Chafee	Hatch	Smith
Chambliss	Hutchison	Snowe
Cochran	Inhofe	Specter
Coleman	Jeffords	Stevens
Collins	Kyl	Sununu
Cornyn	Lincoln	Talent
Craig	Lott	Thomach
Crapo	Lugar	Voinovich
DeWine	McCain	Warner

#### NAYS—39

Baucus	Dayton	Lautenberg
Bayh	Dodd	Leahy
Biden	Dorgan	Levin
Bingaman	Durbin	Mikulski
Boxer	Feingold	Murray
Breaux	Feinstein	Nelson (FL)
Byrd	Harkin	Reed
Cantwell	Hollings	Reid
Carper	Inouye	Rockefeller
Clinton	Johnson	Sarbanes
Conrad	Kennedy	Schumer
Corzine	Kohl	Stabenow
Daschle	Landrieu	Wyden

#### NOT VOTING—4

Edwards	Kerry
Graham (FL)	Lieberman

The PRESIDING OFFICER. On this vote, the yeas are 57, the nays are 39. Three-fifths of the Senators duly chosen and sworn not having voted in the affirmative, the motion is rejected.

Mr. HARKIN. Mr. President, I move to reconsider the vote on this vote and the previous vote.

Mr. REID. I move to lay both motions on the table.

The motions to lay on the table were agreed to.

#### LEGISLATIVE SESSION

The PRESIDING OFFICER. Under the previous order, the Senate will now return to legislative session.

The Senator from Washington.

#### UNANIMOUS CONSENT REQUEST—S. 1853

Ms. CANTWELL. Mr. President, I know we are going to move on to other legislation and I am sure we are going to hear from our leaders today about what the rest of the week's schedule looks like and possible strategy for adjournment, but I think it is critically important before we adjourn we address the unemployment needs of Americans. While we in this body last year adjourned without fully taking care of the unemployed and the unemployment benefit extension program, I think it is unconscionable we would do that this year.

While the economy may have slightly improved, we still have huge unemployment across the country. For us in the State of Washington, with nearly 7½ percent unemployment, this problem continues.

Unemployment benefit insurance is a stimulus. For every dollar paid in unemployment benefits, it generates \$2.15 into the economy. This is what we need to be doing to take care of Americans. We cannot continue to give tax breaks to the wealthiest of Americans and tax incentives in the Energy bill and tax breaks in a lot of other programs and not take care of basic Americans who would rather have a job but do not have that opportunity and are depending on those unemployment benefits to make mortgage and health care payments.

Last year we really did leave Americans with a lump of coal in their stocking. Instead of saying to them we are going to make sure that as the economy starts to recover we are taking care of you to give you that security, we said we are going to terminate this program. Even though the Senate did its homework and the House failed to pass this, we left many Americans without that security.

Constituents of mine basically took money out of their long-term pension savings at huge penalties just to make up for the unemployment benefit program that would not continue. It is imperative before we adjourn we pass the Unemployment Benefit Program extension.

I ask unanimous consent that the Finance Committee be discharged from further consideration of S. 1853, a bill to extend unemployment insurance benefits for displaced workers; that the Senate proceed to its immediate consideration, the bill be read a third time and passed and the motion to reconsider be laid upon the table.

The PRESIDING OFFICER. Is there objection?

Mr. ENSIGN. Reserving the right to object, and I will object, very simply

put, when the Democrats were in control of the House of Representatives, the Senate, and the Presidency back in 1993, the unemployment rate, when they terminated the program, was 6.4 percent nationally. It is now 6.0 percent, lower than it was in 1993 when every Democrat voted to terminate the program. So with that, I object.

The PRESIDING OFFICER. The objection is heard.

#### DEPARTMENTS OF VETERANS AFFAIRS AND HOUSING AND URBAN DEVELOPMENT AND INDEPENDENT AGENCIES APPROPRIATIONS ACT, 2004

The PRESIDING OFFICER. Under the previous order, the Senate will resume consideration of H.R. 2861, which the clerk will report.

The assistant legislative clerk read as follows:

A bill (H.R. 2861) to make appropriations for the Departments of Veterans Affairs and Housing and Urban Development and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 2004, and for other purposes.

Pending:

Bond/Mikulski amendment No. 2150, in the nature of a substitute.

Dayton amendment No. 2193 (to amendment No. 2150), to fully fund the Paul and Sheila Wellstone Center for Community Building.

#### AMENDMENT NO. 2199 TO AMENDMENT NO. 2150

Mr. BOND. Mr. President, I have some amendments that have been cleared on both sides. First, I send an amendment to the desk for Mr. JEFFORDS, Mr. LIEBERMAN, Mr. BINGAMAN, and Mr. EDWARDS, dealing with a study on Prevention of Significant Deterioration and Nonattainment New Source Review.

The PRESIDING OFFICER. The clerk will report.

The assistant legislative clerk read as follows:

The Senator from Missouri [Mr. BOND], for Mr. JEFFORDS, Mr. LIEBERMAN, Mr. BINGAMAN, and Mr. EDWARDS, proposes an amendment numbered 2199.

Mr. BOND. Mr. President, I ask unanimous consent that the reading of the amendment be dispensed with.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment is as follows:

(Purpose: To include an evaluation of the impact of a final rule promulgated by the Administrator of the Environmental Protection Agency in a study conducted by the National Academy of Sciences)

At the appropriate place, add the following:

#### SEC. \_\_\_\_ NATIONAL ACADEMY OF SCIENCES STUDY.

The matter under the heading "ADMINISTRATIVE PROVISIONS" under the heading "ENVIRONMENTAL PROTECTION AGENCY" in title III of division K of section 2 of the Consolidated Appropriations Resolution, 2003 (117 Stat. 513), is amended—

(1) in the first sentence of the fifth undesignated paragraph (beginning "As soon as"), by inserting before the period at the end the